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Attorneys for Respondent
CITY AND COUNTY OF SAN FRANCISCO

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

ANDREA ESQUIVEL, A minor, by and through her
Guardian Ad Litem, GINA FLAMENCO, an adult;
BRENDON RYAN VILLANUEVA, a minor, by and
through his Guardian Ad Litem, EVELYN
VILLANUEVA, an adult; KEVIN MARK
VILLANUEVA, a minor, by and through his Guardian
Ad Litem, EVELYN VILLANUEVA, an adult;
MALCOM WRIGHT, a minor, by and through his
Guardian Ad Litem, BENNY WRIGHT, an adult,

Petitioners,

vs.

SAN FRANCISCO UNIFIED SCHOOL DISTRICT,
SAN FRANCISCO BOARD OF EDUCATION, CITY
AND COUNTY OF SAN FRANCISCO, ERIC MAR,
individually and as a Member of the School Board,
MARK SANCHEZ, individually and as a Member of
the School Board, JAME KIM, individually and as a
Member of the School Board, KIM-SHREE MAUFAS,
individually and as a Member of the School Board,
NORMAN YEE, individually and as a Member of the
School Board, JILL WYNNS, individually and as a
Member of the School Board, HYDRA MENDOZA,
individually and as a Membe of the School Board,
CARLOS GARCIA, individually and as the
Superintendent of the San Francisco School District, DAN
KELLY, individually and as a former Member of the
School Board, SARA LIPSON, individually and as a
former Member of the School Board, DOES 1 to 100,

Respondents.

Case No. CV 07 5709 MHP

**RESPONDENT CITY AND
COUNTY OF SAN
FRANCISCO'S NOTICE OF
WITHDRAWL OF MOTION
AND MOTION FOR LEAVE
TO FILE MOTION TO
DISMISS**

Hearing Date: None requested.

Trial Date: Not set

TO PETITIONERS AND THEIR ATTORNEY OF RECORD:

PLEASE TAKE NOTICE that based upon the order of dismissal of the Respondent City and County of San Francisco (the "City") from the above-captioned action, the City withdraws its request for ten additional days to file a responsive pleading in this case and withdraws its request for leave to file a motion to dismiss this action against the City pursuant to rule 12(b)(6) of the Federal Rules of Civil before the initial Case Management Conference

DATED: February 15, 2008

DENNIS J. HERRERA
City Attorney
JOANNE HOEPER
Chief Trial Deputy

By: /s/
JAMES F. HANNAWALT
Deputy City Attorney

Attorneys for Respondent City and
County of San Francisco

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